

**RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2457  
PATENT**

Attorney Docket No. 9400-62 (030408)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Thomas Arnold Anschutz, et al.

Confirmation No.: 2954

Application No.: 10/756,790

Group Art Unit: 2457

Filed: January 13, 2004

Examiner: Uzma Alam

For: *Methods, Systems, and Computer Program Products for Modifying Bandwidth and/or Quality of Service for a User Session in a Network*

Date: February 5, 2010

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated August 5, 2009 at least twice rejecting or finally rejecting claims 1-55.

☒ The Commissioner is authorized to charge Deposit Account No. 50-0220 in the amount of **\$540.00** as fee for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1).

☐ Please first reapply any previously paid notice of appeal fee and appeal brief.

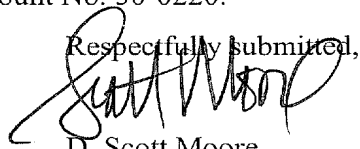
☐ Payment by credit card is requested. Form PTO-2038 is attached.

☐ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

☐ Also enclosed: \_\_\_\_\_

☒ The Commissioner is authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,



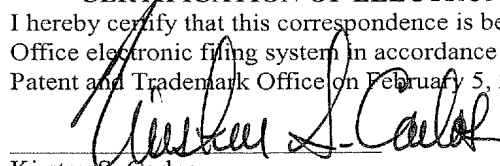
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Attn: Patent Docketing  
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**CERTIFICATION OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on February 5, 2010.

  
Kirsten S. Carlos